

The 9th September, 1986

No. 9/9/86-6Lab./6673.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s N. A. N. Woollen Mills Gohana Road, Panipat.

BEFORE SHRI S. B. AHUJA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA,  
FARIDABAD (CAMP AT PANIPAT)

Reference No. 451/1983

between

SHRI KAPTAN SINGH, WORKMAN C/O ENGINEERING AND TEXTILE WORKERS UNION,  
BHAGAT SINGH MARKET, ASSANDH ROAD, PANIPAT AND THE MANAGEMENT OF M/S  
N. A. N. WOOLLEN MILLS, GOHANA ROAD, PANIPAT

Present.—None

#### AWARD

In exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute between Shri Kaptan Singh workman and the management of M/s N. A. N. Woollen Mills, Gohana Road, Panipat, to this Tribunal for adjudication :—

Whether the termination of service of Shri Kaptan Singh was justified and in order?  
If not, to what relief is he entitled?

Notices of the reference were sent to both the parties. parties participated in the proceedings but today they absented themselves and as such *ex parte* proceedings were ordered against them. It appears that both the parties are not interested to pursue the reference. The award is passed accordingly.

Dated the 14th July, 1986.

S. B. AHUJA,

Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.

Endorsement No. 495, dated the 29th July, 1986

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

S. B. AHUJA,

Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.

No. 9/9/86-6Lab./6680.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s Pratap Steel Rolling Mills Ltd., 21/3 Mathura Road, Sector 4, Ballabgarh.

BEFORE SHRI S. B. AHUJA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,  
HARYANA, FARIDABAD

Complaint No. 22/1986 under section 33-A of the Industrial Disputes Act, 1947

between

SHRI MAGAI, SON OF SHRI DHANKU C/O CITU, GOPY COLONY, FARIDABAD  
AND THE MANAGEMENT OF M/S. PRATAP STEEL ROLLING MILLS LTD.,  
21/3, MATHURA ROAD, SECTOR-4, BALLABGARH

Present: None.



## AWARD

An industrial dispute bearing reference No. 184 of 1984 between the workmen and the Management of M/s Pratap Steel Rolling Mills Ltd., 21/3 Mathura Road, Sector 4, Ballabgarh is pending for adjudication before this Tribunal. During the pendency of the reference, the respondent Management dismissed Shri Magai workman and the workman Shri Magai filed a complaint under Section 33-A of the Industrial Disputes Act, 1947 that his dismissal was in violation of principles of natural justice and also in violation of the provisions of Section 33 of the Industrial Disputes Act, 1947. He prayed that he be reinstated with full back wages.

2. Notice of the complaint was issued to the opposite party. Shri M. P. Gupta appeared on behalf of the Management and filed a memorandum of settlement under Section 18(1) of the Industrial Disputes Act, 1947. According to said settlement, the complainant had received a lumpsum amount of Rs. 8,754.33 paise in full and final settlement of his claim and had relinquished all his right of reinstatement and re-employment.

3. The case was fixed for today for recording the statement of the parties, but neither party had put in appearance before the Tribunal and as such *ex parte* proceedings had been taken against them.

I find no reason to discord the Memorandum of settlement because the complainant has not come forward to challenge its authenticity. The dispute had been amicably settled between the parties and no point survives for adjudication. The award is passed accordingly.

Dated the 17th July, 1986.

S. B. AHUJA,

Presiding Officer,

Industrial Tribunal, Haryana,  
Faridabad.

Endorsement No. 502, dated 29th July, 1986.

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act 1947.

S. B. AHUJA,

Presiding Officer,

Industrial Tribunal, Haryana,  
Faridabad.

No. 9/9/86-6 Lab./6681.—In pursuance of the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s N.A. N. Woollen Mills, Gohana Road, Panipat.

BEFORE SHRI S. B. AHUJA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA,  
FARIDABAD, COMP AT PANIPAT

Complaint No. 15/1983

between

SHRI SANJAY KUMAR WORKMAN AND THE MANAGEMENT OF M/S  
N. A. N. WOOLLEN MILLS, GOHANA ROAD, PANIPAT

Present:—

Shri Munkand Lal for the workman.

Shri Surinder Kaushal for the management.

**AWARD**

In exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute between Shri Sanjay Kumar C/o Shri Mukand Lal Channa G. S. Mechanical and General Labour Union-F-323, Jattan Mohalla Karnal, and the Management of M/s N.A.N. Woollen Mills, Gohana Road, Panipat, to this Tribunal for adjudication:—

Whether the termination of service of Shri Sanjay Kumar was justified and in order ?  
If not, to what relief is he entitled ?

2. During the pendency of the reference, both parties had amicably settled the dispute. The statement of authorised representatives, of Shri Mukand Lal Channa and Shri Surinder Kaushal had been recorded. According to the settlement, the workman had received lump sum amount of Rs. 300 and had relinquished all his rights of back wages, reinstatement and re-employment and thus nothing survives for adjudication. The award is passed accordingly in terms of the above settlement.

Dated, the 19th July, 1986.

**S. B. AHUJA,**  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.

Endst. No. 501, dated 29th July, 1986.

Forwarded (four copies), to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh. as required under section 15 of the Industrial Disputes Act, 1947.

**S. B. AHUJA,**  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.

No. 9/9/86-6 Lab./6738.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s. Bermaco Fabricators, 19 Industrial Area, N.I.T. Faridabad.

**BEFORE SHRI S. B. AHUJA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,  
HARYANA, FARIDABAD**

**Reference No. 185/1983**

*between*

**SHRI GOPAL C/O FARIDABAD KAMGAR UNION OFFICE, GEDORE WORKERS UNION,  
CITU BRANCH, FARIDABAD AND THE MANAGEMENT OF M/S. BERMACO FABRICATORS  
19, INDUSTRIAL AREA, N.I.T., FARIDABAD.**

**Present.—**

Shri Jagbir Singh Badhara, authorised representative for the Management.

None for the Workman.

**AWARD**

In exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute between Shri Gopal and the Management of M/s, Bermaco Fabricators, 19, Industrial Area, N.I.T., Faridabad, to this Tribunal for adjudication:—

Whether the termination of service of Shri Gopal was justified and in order ? If not, to what relief is he entitled ?



2. Notices were issued to both the parties. Both the parties participated in the proceedings but on the last of hearing none appeared on behalf of the workman and as such he had been proceeded *ex parte*. The Authorised Representative of the Management had made a statement to the effect that the workman had settled his dispute with the Management after receiving the amount of Rs. 2500 in full and final settlement of his claim and had relinquished all his rights of reinstatement and re-employment. He had also produced on record the copy of the settlement Ex. S-1 duly signed by the workman and authorised Representative of the management and receipt issued by the workman Ex. M-2. The workman had not come forward to challenge the authenticity of the settlement and as such I do not find any reason to discard the settlement. The dispute has been amicably settled between the parties and no point survives for adjudication. The award is passed accordingly in terms of the settlement Ex. S-1 and receipt S-2.

Dated the 31st July, 1986.

S. B. AHUJA,

Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.

Endorsement No. 515, dated 31st July, 1986.

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

S. B. AHUJA,

Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.

No. 9/9/86-Lab/6744—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of presiding Officer, Industrial Tribunal Faridabad in respect of the dispute between the workman and the management of M/s. Metaflex (India) Pvt. Ltd., 20/5 Mathura Road, Faridabad.

BEFORE SHRI S. B. AHUJA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL  
HARYANA, FARIDABAD.

Ref. No. 74/1984

between

SHRI BHUP SINGH WORKMAN C/O SHRI AMAR SINGH SHARMA, LABOUR  
UNION OFFICE OPPOSITE GOVERNMENT GIRLS MIDDLE SCHOOL, N. I. T. FARIDABAD  
AND THE MANAGEMENT OF M/S METAFLEX (INDIA), PVT. LTD., 20/5  
MATHURA ROAD, FARIDABAD.

Present:—

Shri Amar Singh Sharma, for the workman.

Shri Bhupinder Singh, for the management.

#### AWARD

1. In exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute, between Shri Bhup Singh workman and the Management of M/s Metaflex (India) Pvt. Ltd. 20/5 Mathura Road, Faridabad, to this Tribunal for adjudication :—

Whether the termination of services of Shri Bhup Singh was justified and in order? If not, to what relief is he entitled?

2. On notices being issued, the parties appeared and filed their claim statement and written statement respectively. The issues were framed on 16th January, 1985. Both the parties led their evidence. Later on they sought time for settlement of the dispute.

Now the parties had amicably settled the dispute. Shri Bhup Singh workman had received Rs. 1800/- in full and final settlement of his claim and had abandoned all his rights and claim whatsoever against the Management including his right for re-employment and reinstatement. The workman had got fresh employment with some other concern namely M/s Indian Aluminium Cables Ltd., Faridabad.

The statement of Amar Singh Sharma, Authorised Representative of the workman and Shri Bhupindra Singh, Authorised representative of the Management had been reduced into writing regarding the settlement reached between the parties.

3. In view of the amicably settlement between the parties no point of dispute services for a adjudication. The award is passed accordingly in terms of the above settlement.

Dated the 31st July, 1986.

S. B. AHUJA,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.

Endst. No. 517, dated 31st July, 1986.

Forwarded (four copies), the Commissioner and Secretary to Govt., Haryana, Labour and Employment Departments, Chandigarh, as required under Section 15 of the Industrial Disputes Act, 1947.

S. B. AHUJA,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.

No. 9/9/86/6-Lab./6745.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s Kalka Engineering Company, Plot No. 248, Sector 24, Faridabad.

BEFORE SHRI S. B. AHUJA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,  
HARYANA, FARIDABAD

Reference No. 24 of 1982

between

SHRI PARTAP SINGH, WORKMAN C/O HIND MAZDOOR SABHA, 28 NEELAM  
CHOWK, FARIDABAD AND THE MANAGEMENT OF M/S KALKA ENGINEERING  
COMPANY, PLOT NO. 248, SECTOR 24, FARIDABAD

Present :—

Shri Partap Singh workman in person with Shri Manohar Lal, Authorised Representative.

Shri Sunder Dass, Partner of the Management with R. Gogna, Authorised Representative.

#### AWARD

1. In exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute, between Shri Partap Singh, workman and the management of M/s. Kalka Engineering Company, Plot No. 248, Sector 24, Faridabad, to this Tribunal, for adjudication :—

Whether the termination of services of Shri Partap Singh, was justified and in order ? If not, to what relief is he entitled ?

2. Parties put in appearance on notices being given. The case was fixed for argument. The parties reached an amicable settlement. The workman had received Rs. 1,100 from the management in full and final settlement of his claim in presence of the Tribunal and he would have no right whatsoever for reinstatement and re-employment. The statement of the parties had been reduced into writing.

3. In view of the above settlement no point survives for adjudication. The award is passed accordingly.

Dated the 31st July, 1986,

S. B. AHUJA,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.



Endst. No. 5791, dated 31st July, 1986.

Forwarded (four copies) to the Commissioner & Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

S. B. AHUJA,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.

No. 9/9/86-6 Lab./6746.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s. Good Year India Limited, Ballabgarh:—

BEFORE SHRI S. B. AHUJA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA,  
FARIDABAD

Complaint No. 1/1985

*between*

SHRI GOBIND SINGH, COMPLAINANT AND THE MANAGEMENT OF M/S. GOOD-  
YEAR INDIA LIMITED, BALLABGARH

*Present :*

Shri Govind Singh, Workman in person.

Shri Sat Pal Awora for the management.

#### AWARD

Shri Govind Singh filed a complaint under section 33-A of the Industrial Disputes Act, 1947, against the management of M/s. Goodyear India Ltd., Ballabgarh on the allegation that he was dismissed from service during the pendency of the Industrial Disputes in reference No. 177/1981 and 263/1981. He prayed for reinstatement with full back wages.

2. Notice of the complaint was issued to the opposite party. The respondent took the plea that complaint was not maintainable as there was no relationship of master and servant between the parties. According to the respondent the complainant was in the employment of M/s. Surrender Kumar Contractor.

3. During the course of proceedings, the complainant had submitted an application for withdrawal of his complaint. His statement has been recorded. In view of the statement of the complainant Shri Gobind Singh, this complaint is dismissed without prejudice to his rights in industrial dispute in reference No. 177/1981 and 263/1981. The award is passed accordingly.

Dated, the 31st July, 1986.

S. B. AHUJA,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.

Endst. No. 518, dated 31st July, 1986.

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

S. B. AHUJA,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.